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DOCKET NO.: ALZA-0157

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Chen, et al.

Application No.: 10/606,969

Filing Date: June 25, 2003

For: SHORT DURATION DEPOT FORMULATIONS

Confirmation No.: 6463

Group Art Unit: 1615

Examiner: Not Yet Assigned

DATE OF DEPOSIT: *January 20, 2006*

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

Karen M. Whitney

TYPED NAME: Karen M. Whitney
REGISTRATION NO.: 52,355

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR § 1.56 and in accordance with 37 CFR §§ 1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 CFR § 1.56(b).

- ☒ In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of

the above identified application as set forth in § 1.491, before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of request for continued examination under § 1.114, no additional fee is required.

- ☐ In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.116 or a Notice of Allowance under § 1.311, or before an action that otherwise closes prosecution in the application, therefore:

☐ Certification in Accordance with § 1.97(e) is attached; or

☐ The fee of \$180.00 as set forth in § 1.17(p) is attached.

- ☐ In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before, or simultaneously with, the payment of the Issue Fee, therefore included are: Certification in Accordance with § 1.97(e); and the submission fee of \$180.00 as set forth in § 1.17(p).

- ☒ Copies of reference numbers **164, 165, 167** listed on the attached Form PTO-1449 are enclosed herewith.

- ☒ Copies of reference numbers **166** on the attached Form PTO 1449 are not required to be submitted pursuant to the waiver of 37 CFR § 1.98(a)(2)(i).

- ☐ Copies of references - are not being submitted because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application number , filed for which a claim for priority under 35 U.S.C. § 120 has been made in the instant application.

The reference(s) cited on the attached PTO-1449 form was/were cited in the International Search Report Written Opinion dated **December 7, 2005** that was received in the corresponding PCT application.

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050. This form is submitted in duplicate.

Date: *January 20, 2006*

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Sheet 1 of 2

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| Form PTO-1449 Modified List of Patent and Publications Cited by Applicant (Use several sheets if necessary) U.S. Department of Commerce Patent and Trademark Office | | Docket No. ALZA-0157 | Application No. 10/606,969 |
| | | Applicant Chen, et al. | |
| | | Filing Date June 25, 2003 | Group 1615 |
| | | Confirmation No. 6463 | |
| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | | |
| | 164 | Hassan, H.G. et al., "Effects of Adjuvants to Local Anaesthetics on their Duration", <i>Acta Anaesthesiol Scand.</i> , 1985 , 29, 384-388 | |
| | 165 | Mank, R. et al., "Parenterale Depotarzneiformen auf der Basis von biologisch abbaubaren Polymeren", <i>Die Pharmazie</i> , 1991 , 46(1), 9-18, XP 000208772 | |
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| EXAMINER | | DATE CONSIDERED | |

**Form PTO-1449 Modified**

List of Patent and Publications
Cited by Applicant
(Use several sheets if necessary)

U.S. Department of Commerce
Patent and Trademark Office

Docket No.
ALZA-0157

Application No.
10/606,969

Applicant
Chen, et al.

Filing Date
June 25, 2003

Group
1615

Confirmation No.
6463

U. S. PATENT DOCUMENTS

| Examiner Initial | | Document No. | Date | Name | Class | Subclass |
|---------------------|-----|-----------------|----------|-----------------|-------|----------|
| | 166 | 2002/037300 A1 | 03/28/02 | Ng, S.Y. et al. | 424 | 401 |
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FOREIGN PATENT DOCUMENTS

| Examiner Initial | | Document No. | Date | Country | Translation | |
|---------------------|-----|--------------|----------|---------------|-------------|----|
| | | | | | YES | NO |
| | 167 | GB 1 218 430 | 01/06/71 | Great Britain | | |
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EXAMINER**DATE CONSIDERED**